

ORDINANCE _____

AN ORDINANCE relating to the Seattle-King County Department of Public Health; amending various sections of Chapters 3.30, 3.60, 5.78, 6.430, 9.25, 10.01, 10.03, 10.10, 10.13, 10.18, 10.24, 10.25, 10.26, 10.54, 10.56, 10.72, 10.76, 21.08, 21.12, 21.16, 21.36, 21.43, 22.801, 22.900G, 23.50, 23.60, 23.57, 23.69, 25.06, and 25.10 of the Seattle Municipal Code ('SMC') to change its name to "Public Health – Seattle and King County"; adopting and authorizing execution of a new interlocal agreement between the City of Seattle and King County entitled '2011 King County/City of Seattle Interlocal Agreement Regarding Public Health – Seattle & King County', and repealing Ordinance 118377, the prior interlocal agreement between the City of Seattle and King County entitled 'SKCDPH Health Interlocal Agreement'; and ratifying and confirming certain prior acts.

WHEREAS, in 1877 the Seattle City Council created the position of City Health Officer; and

WHEREAS, in 1890 the City established a Department of Sanitation under the direction of the Board of Health, which also appointed the Health Officer; and

WHEREAS, in 1908 an amended City Charter replaced the Board of Health with a new Department of Health, with a Commissioner of Health appointed by the Mayor; and

WHEREAS, in 1951 the Seattle Department of Health merged with the King County Department of Health; the joint department was administered by the City of Seattle, with funding provided by the City and County proportionate to their populations; and

WHEREAS, in 1981 Public Health became a County-administered department; and

WHEREAS, in 1984 the City and County entered into an Interlocal Agreement that outlined the administration, structure and funding of the Public Health Department; and

WHEREAS, pursuant to RCW 70.46.085, adopted in 1993 and effective in 1995, Washington State designated counties as the entities that have responsibility for public health including bearing the expense of providing public health services. In addition, RCW 70.08.010 authorized the establishment of combined city-county health departments for cities with a population of more than 100,000; and

WHEREAS, in 1996, Dr. Alonzo Plough, the former Public Health Director, implemented an organizational change that eliminated the City and County Divisions; and

WHEREAS, the 1996 interlocal agreement, which governs the City's current relationship with

Public Health, states that, “The County has ultimate policy and statutory responsibility for the delivery of public health services. The City has fiduciary and policy responsibility over its own financial contribution and strong and directive influence on overall policies of the Department which impact public health assessment and services in the City. The City’s financial contributions are voluntary and shall be used to enhance services for its citizens.” It further states that the “County shall be financially responsible for the funding of health services throughout the County”; and

WHEREAS, City General Fund investments in public health declined by 36.5% from 2001 to 2005; and

WHEREAS, starting with the 2005-06 biennial budget, the City appropriated funding for public health services to the Human Services Department (HSD) and directed HSD to contract for public health services; and

WHEREAS, in 2005 the City created a new position in HSD—Public Health Manager and Policy Advisor—with the responsibilities of overseeing the City’s public health investments and contracts, developing public health policy, staffing the City Council members on the Board of Health, and serving as the primary liaison between the City and Public Health; and

WHEREAS, in 2006 the City adopted the Healthy Communities Initiative (HCI) Policy Guide, which guides the City’s public health investments and efforts. The guide recognizes that, “a strong regional health department is critical to the health and well being of Seattle’s people and communities... It is the City’s intention to help shape Public Health’s services and activities in Seattle”; and

WHEREAS, in 2006/2007 Dr. David Fleming, the current Director, was appointed with the full participation of the Mayor. Only the County Executive can remove the Director, after consulting with the Seattle Mayor; and

WHEREAS, in 2008, the City endorsed the King County Public Health Operational Master Plan (PHOMP), which was developed by the County and the Board of Health with City participation. The PHOMP is Public Health’s strategic plan outlining short- and long-term goals and strategies; and

WHEREAS, the City and King County have negotiated a new tentative interlocal agreement that would replace the previous one; and

WHEREAS, the City and King County want to rename the joint public health entity
“Public Health – Seattle & King County“; NOW, THEREFORE,

BE IT ORDAINED BY THE CITY OF SEATTLE AS FOLLOWS:

Section 1. Throughout the Seattle Municipal Code, the Seattle-King County Department of Public Health (‘Department’) is identified under many names, including ‘Department of Public Health’, ‘Seattle/King County Department of Public Health’ and ‘Seattle-King County Department of Public Health’. All citations to the Department within the Seattle Municipal Code shall refer to the Department’s new name: ‘Public Health – Seattle & King County’.

Section 2. Chapter 3.30 of the Seattle Municipal Code, which was last amended by Ordinance 123361, is AMENDED as follows (title only):

Chapter 3.30 ((~~SEATTLE-KING COUNTY DEPARTMENT OF PUBLIC HEALTH~~¹))
PUBLIC HEALTH – SEATTLE & KING COUNTY¹

Section 3. Subchapter III of Chapter 3.30, which was last amended by Ordinance 123361, is AMENDED as follows (title only):

SUBCHAPTER III ((~~SEATTLE-KING COUNTY DEPARTMENT OF PUBLIC HEALTH~~)) PUBLIC HEALTH – SEATTLE & KING COUNTY CITIZENS ADVISORY BOARD

Section 4. Section 3.30.010 of the Seattle Municipal Code, which was last amended by Ordinance 109522, is amended as follows:

3.30.010 Agreement between City and King County((:))

As of January 1, 1981, The City of Seattle (referred to in this chapter as the "City") declares its intent to operate and establish with King County (referred to in this chapter as the "county") a combined City and county health department to be known as the (~~("Seattle King County Department of Public Health,"~~)) "Public Health – Seattle & King County" (referred to in this chapter as the "Department") to be operated in accordance with an agreement made between the City and the county. The Department shall be administered by the county, except as provided in this chapter. The Director of the Department shall be responsible for the management of the Department and shall be jointly appointed by the County Executive and the Mayor for a four (~~((4))~~) year term, subject to confirmation by the County and City Councils, and may be removed by the County Executive after consultation with the Mayor upon the filing of a statement of the reasons therefor with the County and City Councils, as authorized by RCW 70.08.040, as amended.

Section 5. Section 3.30.200 of the Seattle Municipal Code, which was last amended by Ordinance 106480, is AMENDED as follows:

3.30.200 Board established – Purpose(~~(:)~~)

There is established a (~~((Seattle King County Department of Public Health))~~) Public Health – Seattle & King County Citizens Advisory Board to provide consumer input into the planning, policy-making and implementation processes of the Department, by advising the Department with respect to the evaluation of program implementation and program planning relating to health care within the community; presenting issues relevant to the health and well-being of the

community to the Department for its consideration and action; providing liaison and serving as a facilitator of communications between the Department and the community; and acting as an advocate of the community, consumers, and the Department.

Section 6. Section 5.78.070 of the Seattle Municipal Code, which was last amended by Ordinance 123361, is AMENDED as follows:

5.78.070 Expenditures – ((~~Seattle-King County Department of Public Health.~~))Public Health – Seattle & King County

The Director of Public Health is authorized to direct expenditures for the donations made to the ((~~Seattle-King County Department of Public Health.~~)) Public Health – Seattle & King County programs in the City's Gift Catalogue as designated by the donor; and the Director of Finance and Administrative Services is authorized to draw and to pay warrants against said program accounts or subaccounts on vouchers approved by the Director of Public Health as to payee and purpose. If the applicable fund is solvent at the time payment is ordered, the Director of Finance and Administrative Services may elect to make payment by check.

Section 7. Section 22.900G.030 of the Seattle Municipal Code, which was last amended by Ordinance 120998, is AMENDED as follows (title only):

22.900G.030 Fees for review by ((~~the Seattle-King County Department of Public Health.~~))Public Health – Seattle & King County

1 **Section 8.** The Mayor is authorized to execute the interlocal agreement with King
2 County entitled '2011 King County/City of Seattle Interlocal Agreement Regarding Public
3 Health – Seattle & King County', substantially in the form of the agreement attached hereto as
4 Exhibit '1'.
5

6 **Section 9.** The 2011 King County/City of Seattle Interlocal Agreement Regarding Public
7 Health – Seattle & King County is ADOPTED and replaces the prior interlocal agreement
8 between the City of Seattle and King County adopted as Ordinance 118337, entitled 'SKCDPH
9 Health Interlocal Agreement'
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11 **Section 10.** Ordinance 118337 is remains effective until the 2011 King County/City of
12 Seattle Interlocal Agreement Regarding Public Health – Seattle & King County becomes
13 effective, at which point Ordinance 118337 is immediately REPEALED.
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17 **Section 11.** Any act consistent with the authority and prior to the effective date of this
18 ordinance is hereby ratified and confirmed.
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21 **Section12.** This ordinance shall take effect and be in force 30 days after its approval by
22 the Mayor, but if not approved and returned by the Mayor within ten days after presentation, it
23 shall take effect as provided by Seattle Municipal Code Section 1.04.020.
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1 Passed by the City Council the ____ day of _____, 2011, and
2 signed by me in open session in authentication of its passage this
3 ____ day of _____, 2011.

4
5 _____
6 President _____ of the City Council

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8 Approved by me this ____ day of _____, 2011.

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10 _____
11 Michael McGinn, Mayor

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13 Filed by me this ____ day of _____, 2011.

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15 _____
16 Monica Martinez Simmons, City Clerk

17 (Seal)

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21 **Attachment:** Exhibit 1 - 2011 King County/City of Seattle Interlocal Agreement Regarding
22 Public Health – Seattle & King County